

## MINUTES

### MONTANA HOUSE OF REPRESENTATIVES 65th LEGISLATURE - REGULAR SESSION

#### COMMITTEE ON APPROPRIATIONS

**Call to Order:** Chair Nancy Ballance, on March 27, 2017 at 3:30 P.M., in Room 102  
Capitol

#### ROLL CALL

##### **Members Present:**

Rep. Nancy Ballance, Chair (R)  
Rep. Randy Brodehl, Vice Chair (R)  
Rep. Kelly McCarthy, Vice Chair (D)  
Rep. Dan Bartel (R)  
Rep. Tom Burnett (R)  
Rep. Rob Cook (R)  
Rep. Mike Cuffe (R)  
Rep. Kimberly Dudik (D)  
Rep. Carl Glimm (R)  
Rep. Bradley Hamlett (D)  
Rep. Kenneth L. Holmlund (R)  
Rep. Mike Hopkins (R)  
Rep. Donald W. Jones (R)  
Rep. Jim Keane (D)  
Rep. Jon A. Knokey (R)  
Rep. Ryan Lynch (D)  
Rep. Jimmy Patelis (R)  
Rep. Marilyn Ryan (D)  
Rep. Brad Tschida (R)  
Rep. Tom Woods (D)

##### **Members Excused:**

Rep. Janet Ellis (D)  
Rep. Rae Peppers (D)

**Members Absent:** None

**Staff Present:** Julie Johnson, Legislative Branch  
Joe Triem, Legislative Branch  
Sherri Row, Committee Secretary

**Audio Committees:** These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

##### **Committee Business Summary:**

Executive Action on: HB 14; HB 46; HB 645; HB 639; HB 642; HB 647; HB 648; HB 650; HB 473; HB 511; HB 618; HB 638; HB 652; HB 658

00:01:42 Chair Ballance  
00:04:27 Vice Chair McCarthy  
00:04:38 Chair Ballance  
00:04:55 Rep. Keane  
00:05:17 Rep. Cook  
00:05:21 Rep. Keane  
00:05:31 Chair Ballance  
  
00:05:57 Recessed  
00:47:07 Reconvened - with Rep. Ryan excused and Rep. Peppers present  
  
00:47:18 Chair Ballance

#### **EXECUTIVE ACTION ON HB 46**

00:47:35 **Motion/Vote:** Rep. Brodehl moved that **HB 46 BE TABLED**. Motion failed 11-11 by roll call vote with Rep. Ballance, Rep. Bartel, Rep. Brodehl, Rep. Burnett, Rep. Cuffe, Rep. Glimm, Rep. Holmlund, Rep. Hopkins, Rep. D. Jones, Rep. Knokey and Rep. Tschida voting aye. Rep. Ellis and Rep. Ryan voted by proxy.  
  
00:49:34 **Motion:** Rep. Brodehl moved that **HB 46 DO PASS**.

#### **Discussion:**

00:49:40 Rep. Dudik  
00:50:15 Rep. Ryan returned  
  
00:51:10 **Vote:** Motion carried 12-10 by roll call vote with Rep. Ballance, Rep. Bartel, Rep. Brodehl, Rep. Burnett, Rep. Cook, Rep. Cuffe, Rep. Glimm, Rep. Hopkins, Rep. D. Jones and Rep. Tschida voting no. Rep. Ellis voted by proxy.

#### **EXECUTIVE ACTION ON HB 14**

00:52:59 **Motion/Vote:** Rep. Brodehl moved that **HB 14 BE TABLED**. Motion carried 18-4 by roll call vote with Rep. Ellis, Rep. Hamlett, Rep. Lynch and Rep. Woods voting no. Rep. Ellis voted by proxy.

#### **EXECUTIVE ACTION ON HB 645**

00:54:37 **Motion:** Rep. Brodehl moved that **HB 645 DO PASS**.  
  
00:54:44 **Motion/Vote:** Rep. Keane moved that **HB 645 BE AMENDED**. Motion failed 10-12 by roll call vote with Rep. Dudik, Rep. Ellis, Rep. Hamlett, Rep. Hopkins, Rep. Keane, Rep. Lynch, Rep. McCarthy, Rep. Peppers, Rep. Ryan and Rep. Woods voting aye. Rep. Ellis voted by proxy.

[\*\*EXHIBIT\(aph63b01\)\*\*](#)

[\*\*EXHIBIT\(aph63b02\)\*\*](#)

00:57:40 **Motion/Vote:** Rep. Lynch moved that **HB 645 BE AMENDED**. Motion failed 9-13 by roll call vote with Rep. Dudik, Rep. Ellis, Rep. Hamlett, Rep. Keane, Rep. Lynch, Rep. McCarthy, Rep. Peppers, Rep. Ryan and Rep. Woods voting aye. Rep. Ellis voted by proxy.

**EXHIBIT(aph63b03)**

00:59:35 **Vote:** Motion failed 9-13 by roll call vote with Rep. Ballance, Rep. Cook, Rep. Cuffe, Rep. Hamlett, Rep. Holmlund, Rep. Hopkins, Rep. Knokey, Rep. Lynch and Rep. Ryan voting aye. Rep. Ellis voted by proxy.

01:01:23 **Motion/Vote:** Rep. Brodehl moved that **HB 645 BE TABLED**. Motion carried unanimously by voice vote. Rep. Ellis voted by proxy.

**EXECUTIVE ACTION ON HB 642**

01:02:04 **Motion/Vote:** Rep. Brodehl moved that **HB 642 DO PASS**. Motion carried unanimously by voice vote. Rep. Ellis voted by proxy.

**EXECUTIVE ACTION ON HB 639**

01:03:00 **Motion/Vote:** Rep. Brodehl moved that **HB 639 DO PASS**. Motion carried unanimously by voice vote. Rep. Ellis voted by proxy.

**EXECUTIVE ACTION ON HB 648**

01:04:05 **Motion:** Rep. Brodehl moved that **HB 648 DO PASS**.

01:04:07 **Motion:** Rep. Glimm moved that **HB 648 BE AMENDED**.

**EXHIBIT(aph63b04)**

**Discussion:**

01:05:03 Rep. Lynch  
01:05:07 Rep. Glimm  
01:05:33 Rep. Lynch  
01:05:40 Chair Ballance  
01:06:08 Kris Wilkenson, Legislative Fiscal Division (LFD)  
01:07:15 Chair Ballance  
01:07:41 Kris Wilkenson, LFD  
01:07:59 Chair Ballance  
01:08:17 Rep. Glimm  
01:08:32 Kris Wilkenson, LFD  
01:09:01 Vice Chair Brodehl  
01:09:16 Rep. Glimm

01:09:42 **Vote:** Motion carried 15-7 by roll call vote with Rep. Dudik, Rep. Ellis, Rep. Lynch, Rep. McCarthy, Rep. Peppers, Rep. Ryan and Rep. Woods voting no. Rep. Ellis voted by proxy.

01:11:09 **Motion/Vote:** Rep. Brodehl moved that **HB 648 DO PASS AS AMENDED**. Motion carried unanimously by voice vote. Rep. Ellis voted by proxy.

**EXECUTIVE ACTION ON HB 650**

01:11:41 **Motion:** Rep. Brodehl moved that **HB 650 DO PASS.**

01:11:46 **Motion:** Rep. Dudik moved that **HB 650 BE AMENDED.**  
**EXHIBIT(aph63b05)**

**Discussion:**

01:12:43 Vice Chair Brodehl

01:13:04 **Vote:** Motion failed 10-12 by roll call vote with Rep. Cuffe, Rep. Dudik, Rep. Ellis, Rep. Hamlett, Rep. Keane, Rep. Lynch, Rep. McCarthy, Rep. Peppers, Rep. Ryan and Rep. Woods voting aye. Rep. Ellis voted by proxy.

01:14:31 **Motion:** Rep. Hamlett moved that **HB 650 BE AMENDED.**  
**EXHIBIT(aph63b06)**

**Discussion:**

01:15:27 Vice Chair Brodehl

01:15:35 Rep. Hamlett

01:16:26 Vice Chair Brodehl

01:17:53 Vice Chair McCarthy

01:18:40 Rep. Patelis

01:19:26 Rep. Hamlett

01:20:30 **Vote:** Motion failed 9-13 by roll call vote with Rep. Dudik, Rep. Ellis, Rep. Hamlett, Rep. Keane, Rep. Lynch, Rep. McCarthy, Rep. Peppers, Rep. Ryan and Rep. Woods voting aye. Rep. Ellis voted by proxy.

01:21:50 **Vote:** Motion carried 20-2 by voice vote with Rep. Hamlett and Rep. Keane voting no. Rep. Ellis voted by proxy.

**EXECUTIVE ACTION ON HB 647**

01:22:30 **Motion:** Rep. Brodehl moved that **HB 647 DO PASS.**

01:22:35 **Motion:** Rep. D. Jones moved that **HB 647 BE AMENDED.**  
**EXHIBIT(aph63b07)**

**Discussion:**

01:23:14 Vice Chair McCarthy

01:23:45 Rep. Jones

01:25:04 Rep. Dudik

01:25:19 Rep. Jones

01:25:33 Rep. Hamlett

01:25:55 Rep. Keane

01:26:06 **Vote:** Motion carried 18-4 by roll call vote with Rep. Ellis, Rep. Hamlett, Rep. Lynch and Rep. Peppers voting no. Rep. Ellis voted by proxy.

01:27:30 Rep. Cuffe  
01:28:31 Chair Ballance

01:28:36 **Motion/Vote:** Rep. Brodehl moved that **HB 647 DO PASS AS AMENDED**. Motion carried 21-1 by voice vote with Rep. Hamlett voting no. Rep. Ellis voted by proxy.

**EXECUTIVE ACTION ON HB 473**

01:29:21 **Motion/Vote:** Rep. Brodehl moved that **HB 473 DO PASS**. Motion carried 12-10 by roll call vote with Rep. Bartel, Rep. Brodehl, Rep. Burnett, Rep. Cuffe, Rep. Glimm, Rep. Hopkins, Rep. D. Jones, Rep. Lynch, Rep. Patelis and Rep. Tschida voting no. Rep. Ellis voted by proxy.

**EXECUTIVE ACTION ON HB 511**

01:31:20 **Motion/Vote:** Rep. Brodehl moved that **HB 511 DO PASS**. Motion carried 15-7 by roll call vote with Rep. Brodehl, Rep. Burnett, Rep. Glimm, Rep. Hopkins, Rep. D. Jones, Rep. Knokey and Rep. Tschida voting no. Rep. Ellis voted by proxy.

**EXECUTIVE ACTION ON HB 618**

01:33:04 **Motion/Vote:** Rep. Brodehl moved that **HB 618 DO PASS**. Motion carried 18-4 by voice vote with Rep. Bartel, Rep. Burnett, Rep. Glimm and Rep. Tschida voting no. Rep. Ellis voted by proxy.

**EXECUTIVE ACTION ON HB 638**

01:34:04 **Motion:** Rep. Brodehl moved that **HB 638 DO PASS**.

01:34:34 **Motion:** Rep. Ryan moved that **HB 638 BE AMENDED**.  
[EXHIBIT\(aph63b08\)](#)

**Discussion:**

01:35:04 Rep. Cook  
01:35:55 Rep. Ryan  
01:36:43 Rep. Knokey

01:36:56 **Vote:** Motion carried 21-1 by voice vote with Rep. Cook voting no. Rep. Ellis voted by proxy.

01:37:30 **Motion/Vote:** Rep. Brodehl moved that **HB 638 DO PASS AS AMENDED**. Motion carried 18-4 by roll call vote with Rep. Ballance, Rep. Burnett, Rep. Glimm and Rep. Tschida voting no. Rep. Ellis voted by proxy.

**EXECUTIVE ACTION ON HB 652**

01:39:10 **Motion:** Rep. Brodehl moved that **HB 652 DO PASS.**

01:39:16 **Motion:** Rep. Cook moved that **HB 652 BE AMENDED.**  
**EXHIBIT(aph63b09)**

**Discussion:**

01:40:26 Joe Triem, Legislative Fiscal Division (LFD)

01:40:26 **Vote:** Motion carried unanimously by voice vote. Rep. Ellis voted by proxy.

01:40:53 **Motion:** Rep. Brodehl moved that **HB 652 DO PASS AS AMENDED.**

**Discussion:**

01:41:07 Vice Chair McCarthy

01:42:04 Rep. Cook

01:42:25 Rep. Ryan

01:42:58 Rep. Keane

01:43:33 Rep. Cook

01:43:40 Chair Ballance relinquished the chair to Rep. Glimm

01:43:56 **Vote:** Motion carried 15-7 by roll call vote with Rep. Dudik, Rep. Ellis, Rep. Keane, Rep. Lynch, Rep. McCarthy, Rep. Peppers and Rep. Ryan voting no. Rep. Ballance and Rep. Ellis voted by proxy.

**EXECUTIVE ACTION ON HB 658**

01:45:39 **Motion:** Rep. Brodehl moved that **HB 658 DO PASS.**

**Discussion:**

01:45:46 Vice Chair McCarthy

01:46:27 **Vote:** Motion failed 8-14 by roll call vote with Rep. Dudik, Rep. Ellis, Rep. Hamlett, Rep. Lynch, Rep. McCarthy, Rep. Peppers, Rep. Ryan and Rep. Woods voting aye. Rep. Ballance and Rep. Ellis voted by proxy.

01:46:30 Rep. Ballance returned and assumed the Chair

01:48:07 **Motion/Vote:** Rep. Brodehl moved that **HB 658 BE TABLED.** Motion carried unanimously by voice vote. Rep. Ellis voted by proxy.

**EXECUTIVE ACTION ON HB 550**

01:49:03 **Motion/Vote:** Rep. Knokey moved that **HB 550 BE REMOVED FROM TABLE AS PREVIOUSLY AMENDED.** Motion carried 14-7 by roll call vote with Rep. Hamlett, Rep. Keane, Rep. Lynch, Rep. Patelis, Rep. Peppers, Rep. Ryan and Rep. Woods voting no. Rep. Ellis was excused.

01:51:16 Rep. Knokey  
01:51:40 Rep. Keane  
01:52:01 Chair Ballance  
01:52:20 Rep. Knokey  
01:53:15 Rep. Cook  
01:53:49 Chair Ballance  
01:53:57 Julie Johnson, Legislative Service Division (LSD)

01:54:11 **Motion:** Rep. Cook moved to **REMOVE AMENDMENT HB055001.AJJ.**

**Discussion:**

01:55:12 Julie Johnson, LSD  
01:55:22 Rep. Woods  
01:55:45 Chair Ballance  
01:56:04 Rep. Keane  
01:56:28 Chair Ballance  
01:56:33 Rep. Keane  
01:56:53 Chair Ballance  
01:57:00 Julie Johnson, LSD  
01:57:36 Rep. Hamlett  
01:57:54 Chair Ballance  
01:58:08 Rep. Bartel  
01:58:39 Chair Ballance  
01:59:36 Rep. Cook  
02:00:58 Rep. Keane  
02:01:08 Rep. Cook  
02:01:42 Chair Ballance

02:01:50 **Vote:** Motion carried 14-8 by roll call vote with Rep. Dudik, Rep. Ellis, Rep. Keane, Rep. Lynch, Rep. McCarthy, Rep. Peppers, Rep. Ryan and Rep. Woods voting no. Rep. Ellis voted by proxy.

02:03:19 **Motion/Vote:** Rep. Brodehl moved that **HB 550 DO PASS.** Motion carried 13-9 by roll call vote with Rep. Brodehl, Rep. Dudik, Rep. Ellis, Rep. Keane, Rep. Lynch, Rep. McCarthy, Rep. Peppers, Rep. Ryan and Rep. Woods voting no. Rep. Ellis voted by proxy.

**EXECUTIVE ACTION ON HB 107**

02:04:54 **Motion/Vote:** Rep. Cuffe moved that **HB 107 BE REMOVED FROM TABLE.** Motion carried 21-0 by voice vote. Rep. Ellis was excused.

02:05:56 **Motion/Vote:** Rep. Brodehl moved that **HB 107 DO PASS.** Motion carried unanimously by voice vote. Rep. Ellis voted by proxy.

02:06:52 Chair Ballance

**ADJOURNMENT**

Adjournment: 02:07:58

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Sherri Row, Secretary

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Additional Documents:

**EXHIBIT**([aph63bad.pdf](#))